

House Bill 926

By: Representative Jones of the 46<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 32-2-2 of the Official Code of Georgia Annotated, relating to powers  
2 and duties of the Department of Transportation, so as to require the department to construct  
3 multiuse paths for pedestrian and bicycle traffic along certain portions of the state highway  
4 system; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 32-2-2 of the Official Code of Georgia Annotated, relating to powers and  
8 duties of the Department of Transportation, is amended by striking paragraph (1) of  
9 subsection (a) and inserting in lieu thereof the following:

10 "(1)(A) The department shall plan, designate, improve, manage, control, construct, and  
11 maintain a state highway system and shall have control of and responsibility for all  
12 construction, maintenance, or any other work upon the state highway system and all  
13 other work which may be designated to be done by the department by this title or any  
14 other law. However, on those portions of the state highway system lying within the  
15 corporate limits of any municipality, the department shall be required to provide only  
16 substantial maintenance activities and operations, including but not limited to  
17 reconstruction and major resurfacing, reconstruction of bridges, erection and  
18 maintenance of official department signs, painting of striping and pavement delineators,  
19 furnishing of guardrails and bridge rails, construction of multiuse paths for pedestrian  
20 and bicycle traffic as otherwise provided by this paragraph, and other major  
21 maintenance activities; and, furthermore, the department may by contract authorize and  
22 require any rapid transit authority created by the General Assembly to plan, design, and  
23 construct, at no cost to the department and subject to the department's review and  
24 approval of design and construction, segments of the state highway system necessary  
25 to replace those portions of the system which the rapid transit authority and the

1 department agree must be relocated in order to avoid conflicts between the rapid transit  
2 authority's facilities and the state highway system; and

3 (B) The department shall construct multiuse paths separated from the roadway for use  
4 by pedestrian and bicycle traffic along any portion of the state highway system  
5 whenever, on or after the effective date of this subparagraph, such portion of the state  
6 highway system is constructed, reconstructed, or undergoing major resurfacing, if such  
7 portion of the state highway system is not a limited access road and multiuse paths  
8 along such portion of the state highway system are included in the applicable county  
9 or municipal comprehensive plan."

## 10 SECTION 2.

11 All laws and parts of laws in conflict with this Act are repealed.